

ORDINANCE NO.
(New Series)

11945

O. 77-61

NOV 10 1976

AN ORDINANCE OF THE CITY OF SAN DIEGO
CONSENTING TO THE TRANSFER OF THE NON-
EXCLUSIVE RIGHT, PRIVILEGE AND FRANCHISE
TO LAY AND USE LINES, WIRES, COAXIAL
CABLE AND APPURTENANCES FOR TRANSMITTING,
DISTRIBUTING AND SUPPLYING RADIO AND
TELEVISION ANTENNA SERVICE ALONG, ACROSS
AND UPON THE PUBLIC STREETS, WAYS, ALLEYS
AND PLACES IN ALL AREAS WITHIN THE
CORPORATE LIMITS OF THE CITY OF SAN DIEGO
LYING NORTHERLY OF THE SAN DIEGO RIVER
CHANNEL, EXCEPTING AND EXCLUDING THE
RANCHO SAN BERNARDO CATV FRANCHISE SERVICE
AREA AS DESCRIBED IN THE CITY OF SAN DIEGO
ORDINANCE NO. 8926 (NEW SERIES), FROM
SOUTHWESTERN CABLE COMPANY TO AMERICAN
TELEVISION AND COMMUNICATIONS CORPORATION.

WHEREAS, The City of San Diego has by Ordinance No. 9085
(N.S.) granted the nonexclusive right, privilege and franchise
to lay and use lines, wires, coaxial cable and appurtenances
for transmitting, distributing and supplying radio and tele-
vision antenna service along, across and upon the public
streets, ways, alleys and places in all areas within the
corporate limits of the City of San Diego lying northerly of
the San Diego River Channel, excepting and excluding the
Rancho San Bernardo CATV franchise service area as described
in The City of San Diego Ordinance No. 8926 (N.S.) to South-
western Cable Company; and

WHEREAS, Southwestern Cable Company has by a letter dated
September 13, 1976, a copy of which is on file in the office of
the City Clerk as Document No. 757271, requested
The City of San Diego to consent to the transfer of said

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franchise to American Television and Communications Corporation pursuant to the provisions of Section 6 of Ordinance No. 9085 (N.S.); NOW, THEREFORE,

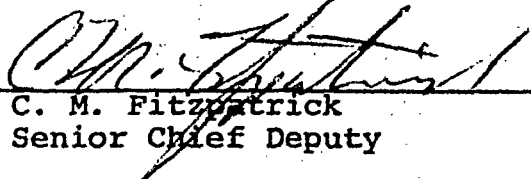
BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That The City of San Diego does by this ordinance consent to the transfer to American Television and Communications Corporation of the franchise heretofore granted by Ordinance No. 9085 (N.S.) to Southwestern Cable Company subject to all the terms and conditions contained in said Ordinance No. 9085 (N.S.).

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

By


C. M. Fitzpatrick
Senior Chief Deputy

CMF:vl:490
8/30/76

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Passed and adopted by the Council of The City of San Diego on _____
by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lee Hubbard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Ellis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON

Mayor of The City of San Diego, California.

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

(Seal)

By

Kathleen Martinez

Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

OCT 27 1976

NOV 10 1976

, and on _____

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

By

Kathleen Martinez

Deputy.

RECEIVED
CITY CLERK'S OFFICE

1976 SEP 28 AM 9 50

SAN DIEGO, CALIF. (Seal)

MICROFILMED

MAY 12 1978

CC-1255-A (REV. 12-75)

Office of the City Clerk, San Diego, California.

Ordinance
Number

11945

Adopted

NOV 10 1976

00308

fw

ATTORNEY(S)

San Diego, City of
202 C St., 12th Floor
San Diego, CA 92101
Attn: Kathleen Martinez

CERTIFICATE OF PUBLICATION

No.

IN THE MATTER OF

CATV FRANCHISE

ORDINANCE NO. 11945

(New Series)

AN ORDINANCE OF THE CITY OF SAN DIEGO CONSENTING TO THE TRANSFER OF THE NON EXCLUSIVE RIGHT, PRIVILEGE AND FRANCHISE TO LAY AND USE LINES, WIRES, COAXIAL CABLE AND APPURTENANCES FOR TRANSMITTING, DISTRIBUTING AND SUPPLYING RADIO AND TELEVISION ANTENNA SERVICE ALONG, ACROSS AND UPON THE PUBLIC STREETS, WAYS, ALLEYS AND PLACES IN ALL AREAS WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN DIEGO LYING NORTHERLY OF THE SAN DIEGO RIVER CHANNEL, EXCEPTING AND EXCLUDING THE RANCHO SAN BERNARDO CATV FRANCHISE SERVICE AREA AS DESCRIBED IN THE CITY OF SAN DIEGO ORDINANCE NO. 8926 (NEW SERIES), FROM SOUTHWESTERN CABLE COMPANY TO AMERICAN TELEVISION AND COMMUNICATIONS CORPORATION.

WHEREAS, The City of San Diego has by Ordinance No. 9085 (N.S.) granted the nonexclusive right, privilege and franchise to lay and use lines, wires, coaxial cable and appurtenances for transmitting, distributing and supplying radio and television antenna service along, across and upon the public streets, ways, alleys and places in all areas within the corporate limits of the City of San Diego lying northerly of the San Diego River Channel, excepting and excluding the Rancho San Bernardo CATV franchise service area as described in The City of San Diego Ordinance No. 8926 (N.S.) to Southwestern Cable Company; and

WHEREAS, Southwestern Cable Company has by a letter dated September 13, 1976, a copy of which is on file in the office of the City Clerk as Document No. 787271, requested The City of San Diego to consent to the transfer of said franchise to American Television and Communications Corporation pursuant to the provisions of Section 6 of Ordinance No. 9085 (N.S.); NOW,

THEREFORE, BE IT ORDAINED, by the Council of The City of San Diego, as follows:

PATRICIA M. DUTRA

I, hereby certify that San Diego Daily Transcript is a daily newspaper of general circulation within the provisions of the Government Code of the State of California, printed and published in the City of San Diego, County of San Diego, State of California; that I am the principal clerk of said newspaper; and the

ORDINANCE NO. 11945

is a true and correct copy of which this certificate is annexed and was published in said newspaper on

November 24, 1976

I certify under penalty of perjury that the foregoing is true and correct, at San Diego, California, on

November 24, 1976

Patricia M. Dutra

(Signature)

00309

10 1/2" @ 5.08 = 53:34
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Ordinance No. 11945 (franchise
revoked) granted by Ordinance
No. 9086 (N.S.) to Southwestern
Bell Company subject to all the
terms and conditions contained in
said Ordinance No. 9086 (N.S.).

Section 2. This ordinance shall
take effect and be in force on the
thirtieth day from and after its
passage.

Passed and adopted by the
Council of The City of San Diego on
November 10, 1976, by the
following vote:

YEAS: Johnson, O'Donnell,
Hubbard, Williams, Morrow, Gable,
Ellis, Haro.

NAYS: None.

ABSENT: Wilson.

AUTHENTICATED BY:
PETE WILSON,
Mayor of The City of
San Diego, California.

EDWARD NIELSEN,
City Clerk of The City of
San Diego, California.

By KATHLEEN MARTINEZ,
Deputy
Clerk.

I HEREBY CERTIFY that the
foregoing ordinance was not finally
passed until twelve calendar days
had elapsed between the day of its
introduction and the day of its
passage, to-wit, on October
1976; and on November 10, 1976.

I FURTHER CERTIFY that the
passing of said ordinance in full was
dispensed with by a vote of not less
than a majority of the members
present to the Council, and that
there was available for the con-
sideration of each member of the
Council and the public prior to the
day of its passage a written or
printed copy of said ordinance.

EDWARD NIELSEN,
City Clerk of The City of
San Diego, California.

By KATHLEEN MARTINEZ,
Deputy
Clerk.

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Ord. 11945 N.S.

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